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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

Commissioners

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AZ CORP COMMISSION
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IN THE MATTER OF THE INVESTIGATION
INTO QWEST'S CABLE WIRE AND SERVICE
TERMINATION POLICIES AND TARIFFS AND
THE POLICIES AND TARIFFS OF OTHER
TELECOMMUNICATIONS CARRIERS WITH
RESPECT TO ACCESS TO MTE/MDU TENANTS.

DOCKET NO. T-00000A-02-0280

PROCEDURAL ORDER

BY THE COMMISSION:

On September 5, 2003, Arizona Corporation Commission ("Commission") Staff filed its Status Report in the above-captioned matter. The Staff Report summarizes how the FCC addressed subloops for Multiunit Premises Access and Network Interface Devices in its *Triennial Review Order* ("TRO"). Staff recommends that the parties be given 30 days to submit their interpretation of the FCC's rulings regarding access to MTE/MDU tenants in the TRO and to specifically address several questions raised by Cox Arizona Telecom, Inc. ("Cox") as part of its original concerns. Staff further recommends that the parties be given 14 days to respond to the filings and that Staff would then make a final recommendation whether to proceed to hearing on this matter. Finally, Staff recommends that if at any point Cox determines that its concerns have been addressed and notifies the Commission of its decision, the docket should be closed.

On September 10, 2003, AT&T Communications of the Mountain State, Inc and TCG Phoenix (collectively "AT&T") filed a Response to the Staff Report. AT&T takes exception to the proposed procedural recommendations. AT&T believes that since Staff is recommending that the docket be closed if Cox determines that its concerns have been met, Cox should be required to notify the Commission of its concerns before the parties take the time to file initial comments. AT&T proposed that after Cox explains its latest proposal and concerns, parties should have 30 days to respond and then an additional 14 days to file rebuttal comments.

On September 24, 2003, Staff filed a Reply to AT&T's Response. Staff does not object to AT&T's recommended procedure.

Although Cox originally raised the issues that led to opening this docket, the issues raised potentially affect all carriers. A Procedural Conference to discuss the continued need to pursue this docket and the procedural recommendations will assist the efficiency of the process.

IT IS THEREFORE ORDERED that a telephonic Procedural Conference to discuss procedural recommendations in the above-captioned matter shall commence on October 9, 2003 at 10:00 a.m. at the Commission's Tucson office, Room 218, 400 West Congress, Tucson, Arizona. The telephone number is 602 542-9008. Deadlines for responding to the specific questions raised in the Staff Report will be set at the Procedural Conference.

DATED this 26th day of September, 2003.


JANE L. RODDA
ADMINISTRATIVE LAW JUDGE

Copies of the foregoing mailed/delivered this 26th day of September, 2003, to

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